

From: [Webster, Susan](#)
To: [Moore, Gary](#)
Cc: [Petersen, Chris](#); [Crossland, Ronnie](#)
Subject: Re: Falcon Refinery
Date: Wednesday, January 14, 2015 12:03:28 AM

Will need to discuss tomorrow. When is next briefing for Carl?

Sent from my iPhone

On Jan 14, 2015, at 12:00 AM, Moore, Gary <Moore.Gary@epa.gov> wrote:

Susan:

The Enforcement Team and attorney had a meeting concerning the site. Actions so far by the property owner (LTR1) have not resulted in sufficient progress and they continue to fail to provide progress updates (which would be primarily nothing). The Enforcement Team intends to send General Notice to the property owner identifying them as a PRP and Notifying them of the Intent to File a Property Lien.

The question on the removal end is should we contact the property owner/ PRP and notice them of default for the Removal Action. They are certainly in default and have been for a very long time as we have been trying to work with them by allowing them time to get financing to take necessary actions which would ultimately result in cleanup actions. We believe that adequate progress has not been made to get the loan.

We have \$ 500,000 that we can use for any removal action but I do not believe that it is sufficient to complete the action. We would need to conduct a removal assessment to determine the anticipated costs of any such actions. It could be as much as \$ 2 million or more but would not know until an assessment is completed. Also, I am not sure Weston could do the assessment since they have done work for this company but I believe it is low dollar so we may be able to resolve the conflict if one actually exists.

We may get pressured to do something. I was asked to find out if we have available funds to conduct a potential removal action.

Thanks



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